



Docket No.: EPP 2001,0167 P

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

By: *[Signature]*

Date: August 8, 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Norbert Benesch et al.
Appl. No. : 09/873,230
Filed : June 4, 2001
Title : Method and Device for Optically Monitoring Fabrication Processes of Finely Structured Surfaces in a Semiconductor Production
Art Unit :

LETTER

Hon. Commissioner of Patents and Trademarks,
Washington, D.C. 20231

Sir:

The above-mentioned new patent application was filed on June 4, 2001 without a signed oath or declaration, under the provision of 37 C.F.R. 1.53(f).

In accordance with the above-mentioned rule, enclosed herewith is the original signed declaration as required by the Notice To File Missing Parts Of Application dated August 3, 2001.

The undersigned hereby states that the application filed in the Patent and Trademark Office is the application which the inventor(s) executed by signing the declaration. MPEP 601.01(a).

The fee required for the late filing of an oath or declaration in the amount of \$130.00 is also enclosed.

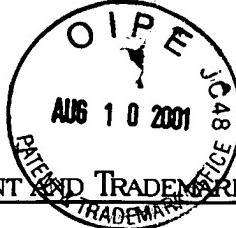
Respectfully submitted,

[Signature]
GREGORY L. MAYBACK
REG NO. 40,719

/mjb

Date: August 8, 2001
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#4



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/873,230	06/04/2001	Norbert Benesch	EHF 2001, 0167

CONFIRMATION NO. 4487

FORMALITIES LETTER



OC00000006380913

LERNER AND GREENBERG, P.A.
PATENT ATTORNEYS AND ATTORNEYS AT LAW
Post Office Box 2480
Hollywood, FL 33022-2480

Date Mailed: 08/03/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

MD

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE

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